

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 96-111-W - ORDER NO. 96-459  
JULY 10, 1996

✓ \$

IN RE: Application of Upstate Heater Utilities,	)	ORDER
Inc. for Approval of an Extension of	)	GRANTING
Service Area to Include Water Service for	)	WAIVER AND
Certain Portions of Abbeville County.	)	APPROVING
	)	EXTENSION OF
	)	SERVICE AREA

This matter comes before the Public Service Commission of South Carolina ("the Commission") on the Application of Upstate Heater Utilities, Inc. ("Upstate Heater" or "the Company") for approval of an extension of its authorized service area to provide water service to Pine Cove Subdivision, Phase II, Lots 2 through 18, in Abbeville County, South Carolina. The Application was filed pursuant to S.C. Code Ann. §58-5-240 (Supp. 1995), 26 S.C. Code Ann. Regs.103-504 (1976), and 26 S.C. Code Ann. Regs.103-821 (1976).

By letter dated April 15, 1996, the Commission's Executive Director instructed the Company to publish, one-time, a prepared Notice of Filing in a newspaper of general circulation in the area affected by the Application and to also mail the Notice of Filing to each affected customer. The Notice of Filing indicated the nature of the Company's request and instructed interested parties of the manner and time in which to intervene as a party of record in the proceeding. The Company submitted documentation stating

that it complied with the instructions of the Executive Director. No Petitions to Intervene or letters of Protest were received by the Commission in reference to the instant Docket. In its Application, the Company requested that the Commission waive the hearing in this matter if there was no opposition filed after the public notice were made to the public.

The Commission acknowledges that the Company is a corporation organized and existing under the laws of the State of South Carolina and is a public utility within the meaning of S.C. Code Ann. §58-5-10 (Supp.1995). As a public utility operating in the State of South Carolina, Upstate Heater is subject to the jurisdiction of this Commission pursuant to S.C. Code Ann. §58-5-10 et seq. (1976), as amended. Upstate Heater was previously granted a service area by this Commission, and rates and charges for water service have heretofore been approved by this Commission.

Upon a thorough review of the matters contained in the Application and the applicable law, the Commission finds and concludes that a hearing in this matter should be waived and that the Application for for an extension of service area to allow Upstate Heater to provide water service to Pine Cove Subdivision, Phase II, Lots 2 through 18, in Abbeville County, South Carolina should be granted. The Commission notes that no letters of protest or Petitions to Intervene were filed by any person affected by this extension after notice of the Application was made. The Commission finds that a waiver of the hearing in this matter is in the public interest.

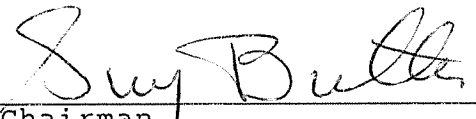
IT IS THEREFORE ORDERED THAT:

1. The Application of Upstate Heater to extend its service area to include Pine Cove Subdivision, Phase II, Lots 2 through 18, in Abbeville County, South Carolina is approved.

2. The schedule of rates and charges curenly approved for Upstate Heater to charge in its other service areas is approved for the service area approved herein, effective for service rendered on or after the date of this Order.

3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)